

BEFORE THE
COMMISSION ON STATE MANDATES
STATE OF CALIFORNIA

RECONSIDERATION OF PRIOR DECISION
ON:

Education Code Sections 35256.1 and 41409.3,
added by Statutes 1989, Chapter 1463;

Education Code Section 41409, as amended by
Statutes 1992, Chapter 759;

Education Code Section 33126, as amended by
Statutes 1993, Chapter 1031, Statutes 1994,
Chapter 824; and

Education Code Section 35258, as added by
Statutes 1997, Chapter 918.

Directed by Statutes 2004, Chapter 895, Section
18 (Assem. Bill No. 2855),

Effective January 1, 2005.

Case No.: 04-RL-9721-11

School Accountability Report Cards I

NOTICE OF COMMENT PERIOD AND
TENTATIVE REHEARING DATE

REHEARING DATE: JULY 28, 2005

TO: Bakersfield City School District
Sweetwater Union High School District
Department of Education
Department of Finance
State Controller's Office
Legislative Analyst
Interested Parties and Legislative Committees

This matter was heard at the May 26, 2005 hearing. The motion to approve the staff analysis resulted in a tie vote. Therefore, a rehearing is tentatively scheduled for July 28, 2005, pursuant to section 1182, subdivision (c)(1) of the Commission's regulations.

Comment Period

Any additional comments on the reconsideration are due by June 30, 2005.

Any interested party, affected state agency, or interested person may comment, submit briefs, or correspond with the Commission. An original and one copy or an original and a .pdf file shall be submitted to the Commission. The .pdf file shall be emailed to www.csminfo.ca.gov. The

comments will be posted on the Commission's website. This will satisfy all the service requirements under California Code of Regulations, title 2, section 1181.2.¹

All filings must comply with the following requirements:

- Assertions or representations must be supported by documentary evidence and must be authenticated by declarations under penalty of perjury signed by persons who are authorized and competent to do so and must be based upon the declarant's personal knowledge or information or belief.
- If the comments or briefs cite to federal or state laws, regulations, executive orders, or court decisions, copies of those documents must be included in the filing. Court decisions that involve the Board of Control or the Commission on State Mandates are exempt from this requirement.

Commission Hearing – July 28, 2005

The Commission will hear and determine this reconsideration, and may adopt the proposed revised statement of decision on **July 28, 2005** at 9:00 a.m. in Room 126 of the State Capitol, Sacramento, California. If a decision is not adopted in July, the revised decision will be set for adoption at the September 29, 2005 hearing.

With the exception of section 1188.4 of the Commission's regulations, the hearing procedures in article 7 of the Commission's regulations in effect at the time of the hearing will apply. Since this reconsideration was not requested pursuant to Government Code section 17559, the hearing procedures set forth in section 1188.4 do not apply in this case.

Representatives of interested parties and affected state agencies and the Legislature, will be asked to notify the Commission staff if they wish to testify. Time limits may be imposed if necessary.

A revised final staff analysis on the reconsideration will be issued and posted to the Commission's website on or about July 14, 2005.

If you have any questions regarding this matter, please contact Katherine Tokarski, at (916) 445-9429.

Dated: June 15, 2005

PAULA HIGASHI, Executive Director

¹ The Commission's regulations are at California Code of Regulations, title 2, section 1181 et seq.